

## **ORDINANCE NO. 2016-14**

### **Amending the Historic Sites Preservation Commission and Program Ordinance**

#### Executive Summary

The Certified Local Government Program is administered by the National Park Service and is administered in Wisconsin by the Wisconsin Historical Society. The Certified Local Government program recognizes local historic preservation commissions, such as Jefferson County's, that enforce their local historic preservation ordinance. In return, the National Park Service provides access to federal historic preservation monies in the form of grants that only Certified Local Governments may apply for. To date, Jefferson County has received \$93,000 in Certified Local Government grants to conduct historic preservation projects in the County. For Jefferson County to participate in the Certified Local Government Program, the County's ordinance must be consistent with Wisconsin Act 176. This Act provides an appeal process allowing an owner of property that is affected by a decision of the Historic Sites Preservation Commission to appeal the decision to the Jefferson County Board of Supervisors. The Board may overturn a decision of the Commission by majority vote. Jefferson County's ordinance (Ord. No. 2007-48) does not meet this statutory criterion and therefore does not meet the requirements for continued participation in the Certified Local Government Program in Wisconsin. The proposed amendments to the Jefferson County Historic Sites Preservation Commission and Program Ordinance satisfy the conditions of the Certified Local Government Program and allow Jefferson County to be eligible for Certified Local Government grants. The Historic Sites Preservation Commission met on November 10, 2016, and recommended forwarding this ordinance amendment to the County Board.

---

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES  
HEREBY ORDAIN AS FOLLOWS:

Section 1. Section 1.02(1)(e) of the Historic Sites Preservation Commission and Program Ordinance is amended as follows:

(e) Historic district is an area designated by the Jefferson County Board of Supervisors on recommendation of the commission, composed of two or more ~~improvement~~ improved parcels that together comprise a district of special character or special historic interest or value as part of the development, heritage or cultural characteristics of the County, state or nation, and which has been designated as a historic district pursuant to the provisions of this chapter.

Section 2. Section 1.02(1)(f) of the Historic Sites Preservation Commission and Program Ordinance is amended as follows:

(f) Historic structure means any improvement which has a special character or special historic interest or value as part of the development, heritage or cultural characteristics of the County, state or nation and which has been designated as a historic structure pursuant to the provisions of this chapter.

Section 3. Section 1.03(2) of the Historic Sites Preservation Commission and Program Ordinance is amended as follows:

(2) The Jefferson County Administrator shall appoint the commissioners subject to confirmation by the Jefferson County Board of Supervisors. Of the initial members so appointed, two shall serve a term of one year, two shall serve a term of two years, and three shall serve a term of three years. Thereafter, the term for each member shall be three years. The Commission shall elect its chair, vice chair and recording secretary on an annual basis.

Section 4. Section 1.05(1)(a)3. of the Historic Sites Preservation Commission and Program Ordinance is amended as follows:

3. As soon as possible after such public hearing, the Commission shall act on the nomination, either approving, modifying and approving, or disapproving of the same. If the nomination is approved, notice of the decision shall be mailed by registered or certified return receipt requested mail to the owner or owners of the structure, site or district considered. This notice shall advise the owner(s) that the Commission's decision will be forwarded to the Jefferson County Board of Supervisors for final approval and shall specify a date not less than thirty (30) days from the date of mailing by which an owner may deliver a written statement to the ~~Commissioner~~ Jefferson County Clerk that such owner ~~declines~~ would like to appeal ~~have~~ have having the nominated property so designated. The County Clerk shall notify the County Board of Supervisors of such objection. In the event an owner timely submits such a statement, the Commission shall withdraw the proposed resolution seeking final approval from the County Board. The County Board may overturn a decision of the Commission by majority vote.

Section 5. The title of Section 1.09 shall be amended as follows:

1.09 ~~SEPARABILITY.~~ SEVERABILITY.

Section 6. This ordinance shall be effective after passage and publication as provided by law.

*Fiscal Note: Amending this ordinance will make Jefferson County eligible for grant funds that would otherwise not be available to the County.*

Adopted by the Jefferson County Board of Supervisors this 14th day of November 2016.

s/Jim Schroeder

Jim Schroeder  
Chair

ATTEST:

s/Barbara A. Frank

Barbara A. Frank, County Clerk

Published this 21st day of November 2016.

Ayes\_\_14\_\_ Noes\_\_11\_\_ Abstain\_\_1\_\_ Absent\_\_3\_\_ Vacant\_\_1\_\_

Ayes 14: Jones, Tietz, Wineke, Reese, Morse, Lund, Nass, Payne, R. Kutz, Hanneman, Schroeder, Patrick, Borland, Schultz.

Noes 11: Kelly, David, Braugher, Buchanan, Morris, Rinard, Mode, Kannard, Jaekel, Foelker, G. Kutz.

Abstain 1: Hartz (voted abstain in error)

Absent 3: Zastrow, Poulson, Smith.

Vacant 1: District 24.

Requested by

Historic Sites Preservation Commission

11-14-16

J. Blair Ward: 07-27-16; 08-01-16; 08-22-16; 09-30-16; 09-30-16; 11-03-16

Barb Frank: 08-23-16

REVIEWED: Administrator: bw; Corp. Counsel: jbw; Finance Director: bl